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Amendment No. 12 to SB3192

**Clabough
Signature of Sponsor**

AMEND Senate Bill No. 3192

House Bill No. 3232*

by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Section 4-4-125, as amended by H.B. 1434, Chapter ____ of the Public Acts of 2002, is amended by deleting it in its entirety, and by substituting instead the following language:

No state entity shall publicly disclose the social security number of any citizen of the state unless:

- (1) Such permission is given by such citizen;
- (2) Distribution is authorized under state or federal law; or
- (3) Distribution is made:
 - (A) To a consumer reporting agency as defined by the federal Fair Credit Reporting Act, 15 U.S.C. § 1681, et seq.;
 - (B) To a financial institution subject to the privacy provisions of the federal Gramm Leach Bliley Act, 15 U.S.C. § 6802; or
 - (C) To a financial institution subject to the International Money Laundering Abatement and Financial Anti-Terrorism Act of 2001, 31 U.S.C. § 5311, et seq.

For purposes of this section, "publicly disclose" shall not include the use of any social security number by any state governmental entity in the performance of its functions or the disclosure of any social security number to another state entity, political subdivision, agency of the federal government, or any private person or entity which has been authorized to perform certain duties

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as a contractor of the State of Tennessee. Any person or entity receiving a social security number from any state entity shall be subject to the same confidentiality provisions as the disclosing state entity; provided, however, the confidentiality provisions applicable to a consumer reporting agency or financial institution as defined in item (3) above shall be governed by federal law. For purposes of this section, "state entity" means any state department, division, agency, bureau, board, commission, or other separate unit of government created or established by the constitution, by law or pursuant to law, including the legislative branch and the judicial branch, and any employee or agent thereof.